

## **MINUTES**

### **CIVIL SERVICE COMMISSION MEETING**

**Wednesday, November 18, 2009, at 9:30 a.m.**

522 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

### **9:30 A.M. CLOSED SESSION**

**Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.**

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

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### **10:00 A.M. AGENDA**

RECONVENED THE MEETING AT 10:12 A.M.

COMMISSIONERS PRESENT: ADKINS, KAHWAJIAN, MARTINEZ

COMMISSIONERS ABSENT: FELTON, FOX

ANNOUNCED THAT THERE WILL NOT BE A MEETING THE FOLLOWING DATES:  
NOVEMBER 25, DECEMBER 23, AND DECEMBER 30, 2009.

ANNOUNCED THAT THE DISCUSSION REGARDING SCHEDULING OF HEARINGS IS  
SCHEDULED FOR THE MEETING OF DECEMBER 2, 2009.

Minutes of the meeting of Wednesday, November 4, 2009, for approval  
APPROVED.

#### Unfinished Business

1. *Petition of **ZACARIAS DUANTE, JR.** for a hearing on his thirty (30) day **suspension**, effective February 15, 2008, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 08-090.***

REMANDED TO THE HEARING OFFICER FOR FURTHER FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND A RECOMMENDATION.

Unfinished Business (continued)

2. Petition of **SCOTT MC PHERON** for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective August 15, 2008, from the position of Deputy District Attorney III, Office of the District Attorney, **Case No. 08-353**.  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, HERBERT STEINBERG, TO SUSTAIN THE DEPARTMENT.
3. Petition of **JUDY MERAZ** for a hearing on her thirty (30) day **suspension**, effective June 3, 2008, from the position of Administrative Manager, Department of Animal Care and Control, **Case No. 08-220**.  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SANDRA L. DYSON, TO SUSTAIN THE DEPARTMENT. (THE LEGAL ADVISOR DID NOT ADVISE THE COMMISSION.)
4. Petition of **CAMILA LUCERO-HASSAN** for a hearing on her thirty (30) day **suspension**, effective September 21, 2007, from the position of Welfare Fraud Investigator, Department of Public Social Services, **Case No. 07-427**.  
CONTINUED TO THE MEETING OF DECEMBER 16, 2009, IN ORDER FOR THE DEPARTMENTAL REPRESENTATIVE TO BE PRESENT.
5. Petition of **KRISSY OWENS** for a hearing on her **discharge**, effective August 15, 2007, from the position of Custody Assistant, Sheriff's Department, **Case No. 07-385**.  
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, TRUDI C. FERGUSON, TO SUSTAIN THE DEPARTMENT.
6. Petition of **HARVEY KAWASAKI** for a hearing on his twenty (20) day **suspension**, effective January 23, 2008, from the position of Division Chief, Department of Children and Family Services, **Case No. 08-066**.  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
7. Petition of **NANCY LERMA** for a hearing on her twenty (20) day **suspension**, effective April 22, 2008, from the position of Intermediate Typist Clerk, Department of Public Social Services, **Case No. 08-167**.  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

New Business

8. Petition of **BERNARD MC DUEL** for a hearing on his fifteen (15) day **suspension**, effective September 5, 2009, from the position of Supervising Fire Prevention Engineering Assistant, Fire Department, **Case No. 09-1390**.  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
9. Petition of **RUCELLE GOODE** for a hearing on her **discharge**, effective September 22, 2008, from the position of Nursing Attendant I, Department of Health Services, LAC+USC Healthcare Network, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1401**.  
CONTINUED AT THE REQUEST OF THE DEPARTMENT FOR FURTHER INVESTIGATION.
10. Petition of **THOMAS R. KAPPELER** for a hearing on his **discharge**, effective August 3, 2009, from the position of Mental Health Psychiatrist, Department of Mental Health, **Case No. 09-1407**.  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
11. Petition of **SAUNDRA T. LAWSON** for a hearing on her **discharge**, effective August 31, 2009, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 09-1416**.  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
12. Petition of **DENISE LOPSHIRE** for a hearing on her **discharge**, effective September 21, 2009, from the position of Intermediate Typist Clerk, Probation Department, **Case No. 09-1396**.  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
13. Petition of **WANDA CLARK** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Administrative Services Manager I, **Case No. 09-1319**.  
CONTINUED TO THE MEETING OF FEBRUARY 10, 2010, AT THE REQUEST OF THE PETITIONER, IN ORDER FOR HER TO BE PRESENT.
14. Petition of **GENEVA JOHNSON** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Human Services Manager I, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1308**.  
HEARING DENIED.

New Business (continued)

15. *Petition of **GENEVA JOHNSON** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Administrative Services Manager I, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1329.***  
HEARING DENIED.
16. *Petition of **SHAMS Q. NAJM** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Investigator, Pretrial Services, Probation, based on his claim of a Civil Service Rule 25 violation, **Case No. 09-1318.***  
HEARING DENIED.
17. *Petition of **ANNIE K. SALEEM** for a hearing on the Director of Personnel's denial of her appeal of the **interview and Appraisal of Promotability scores** received in the examination for Cashiering Services Representative II, Sheriff, **Case No. 09-1303.***  
HEARING DENIED.
18. *Petition of **ZHANNA DAVTYAN** for a hearing on her **discharge during probationary period**, effective May 7, 2009, from the position of Intermediate Typist Clerk, Department of Coroner, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1289.***  
CONTINUED AT THE REQUEST OF DENNIS J. HERSHEWE, ATTORNEY FOR THE PETITIONER, IN ORDER FOR HIM TO BE PRESENT.
19. *Petition of **HELEN MISSAKIAN** for a hearing on the Director of Personnel's denial of the appeal of her **reclassification** from the position of Operations Assistant III, Sheriff, to Contract Program Monitor, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1290.***  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

Miscellaneous

20. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.  
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:09 A.M.

## CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

### Unfinished Business

21. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective April 6, 2009, from the position of Deputy Probation Officer II, Probation Department, **Case No. 09-1085**.*  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JERRY ELLNER, TO SUSTAIN THE DEPARTMENT.
22. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective September 22, 2008, from the position of Detention Services Officer, Probation Department, **Case No. 08-1991**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
23. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective May 7, 2007, from the position of Detention Services Officer, Probation Department, **Case No. 07-214**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
24. *Petitioner's request for a hearing on his **discharge**, effective August 8, 2008, from the position of Deputy Probation Officer II, Probation Department, **Case No. 08-363P**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
25. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Deputy Probation Officer II, Field, **Case No. 09-1254**.*  
THE COMMISSION MOVED THE PETITIONER TO BAND 1 AND RAISED HER SCORE TO A MINIMUM OF 94.5.
26. *Petitioner's request for a hearing on his **de facto discharge**, effective March 31, 2009, from the position of Detention Services Officer, Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 09-1344**.*  
HEARING DENIED.

## CLOSED SESSION (continued)

### New Business

27. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective October 1, 2009, from the position of Senior Detention Services Officer, Probation Department, **Case No. 09-1395**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
28. *Petitioner's request for a hearing on her **discharge**, effective September 3, 2009, from the position of Supervising Deputy Probation Officer, Probation Department, **Case No. 09-1406**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. CONSOLIDATE WITH CASE NO. 09-1301.
29. *Petitioner's request for a hearing on his **discharge**, effective September 18, 2009, from the position of Detention Services Officer, Probation Department, **Case No. 09-1397**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
30. *Petitioner's request for a hearing on his **discharge**, effective September 3, 2009, from the position of Sergeant, Sheriff's Department, **Case No. 09-1393**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
31. *Petitioner's request for a hearing on his **discharge**, effective September 17, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 09-1389**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED THE MEETING AT 11:46 A.M.

Legal Advisor:  
Lester J. Toinai

Deputy Executive Director:  
Sandy Stivers

Chief, Commission Services:  
Rochelle L. Williams

Head Commission Specialist:  
Janice Davis

APPROVED BY THE CIVIL SERVICE  
COMMISSION ON DECEMBER 2, 2009

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

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Lawrence D. Crocker  
Executive Director